

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

2006 AUG 29 A 10:23

2006 AUG -1 A 9:48

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

Richard Wayne Wright, Sr., \*

Plaintiff, pro se, \*

A.I.S # 187140, \*

-VS-

\* Civil Action No.

\* 2:05-CV-439-A-WO

Sylvester Nettles, et al., \*

Defendants. \*

### Plaintiff Motion To Hold In Abeyance

I Richard Wayne Wright, Sr., am the petitioner in the encaptioned matter. R.W.W.  
Defendants has allege plaintiff has not exhausted state remedies, which to included administrative remedies. which there are no grievance procedures establish to address ~~grievances~~ <sup>R.W.W.</sup> "out-side" of a simple request slips, which plaintiff has Filed out numerous request slip and the majority of the time plaintiff received no response whether verbally or in writing. This Honorable Court statute of limitation of a two (2) year statutory Rule has effected plaintiff case / claim's in significant ways which does 'set' plaintiff at a disadvantage which does [take away] the material value

(Which is of great importance) which any Judgement should be able to consider and adjudicate in its totality so plaintiff now has Filed a Habeas Corpus petition with the United States Circuit Court For Barbour County; (Richard Wayne Wright Jr. Bey-vs-Warden J.C. Giles, et al., Case No. CV-2006-060) not to have excluded the present retaliation plaintiff Wright Faces in the hands of the defendants or the assault certain prison officials commenced upon plaintiff in November 23, 2005. which this Honorable Court had advised / suggested plaintiff to Filed a ~~separate~~<sup>P.W.W.</sup> Separate § 1983 Civil Suit. Such Habeas Corpus petition plaintiff Filed included 'state' statutory laws (Section 6-6-228; 6-6-592; 6-2-38; 6-2-34; ect. of the Alabama Code (1975)), which will allow and/or permit the determination of these issues of Facts which occurred in plaintiff Case issues of Facts which occurred in plaintiff Case Federal Rule Civil procedure 15(k) 28 USC 1367 (C)(1).

IF this motion is not in its proper form plaintiff ask that this Honorable Court Construted it into

its proper Form.

Done this the 3<sup>rd</sup> day of July,  
2006.

RespectFully Submitted,  
Richard W Wright Sr. Bay  
Richard Wayne Wright, Sr., Bay #187140  
Ventress Correctional Facility  
Segregation Unit/Cell #801  
Post Office Box 767  
Clayton, Alabama 36016

Certificate OF SERVICE

This is to Certify that I Richard Wayne Wright, Sr., Pro-Se., am the petitioner in the above encaptioned motion and Certify I have sent a copy of this to the clerk of this Court and earnestly ask due to plaintiff indigent status that this Honorable Court and/or clerk forward a copy of this said motion to defendants Counsel(s) which address are as following:

Gregory F. Vayhmal  
ASB2411-H 676  
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2450 Valley Dale Road

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Troy King (Attorney General)  
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Kim T. Thomas  
Gregory Marion Biggs  
Alabama Department of Corrections  
Legal Division  
301 Ripley Street  
Montgomery, Alabama 36130

by placing this motion in the hands  
of the on duty officer to place  
in the United States mail box  
located here at Ventress Correc-  
tional Facility with postage  
prepaid and properly address

this on the 2<sup>nd</sup> day of July  
2006.

Respectfully Submitted,  
Richard W. Wright, Sr. Bey  
Richard Wayne Wright, Sr. Bey #187140  
Ventress Correctional Facility  
Segregation Unit / Cell #801  
Post Office Box 767  
Clayton Alabama 36016

Statement of Notary

STATE OF ALABAMA)  
COUNTY OF BARBOUR)

Subscribed And Confirms To  
Before Me This 2<sup>nd</sup> day of  
July, 2006.

Richard W. Wright, Sr. Bey

Affiant

28 USC 1746

Notary Public

MY COMMISSION EXPIRE DATE